

LONDON BOROUGH OF ISLINGTON
ENVIRONMENT AND REGENERATION DIRECTORATE SCHEME OF AUTHORISATION

In accordance with Part 3 Paragraph 8.12 and Appendix 3 of the Constitution, I authorise:

- 1 All Directors, Services Directors, Heads of Services and Senior Managers in the Environment and Regeneration directorate to exercise the powers delegated to them in Appendix 3 of the Constitution in connection with the provision of the service for which they are responsible;
- 2 The Directors, Services Directors, Heads of Services and Senior Managers specified in the attached table to exercise the additional powers listed with reference to their post.

Delegated powers which officers are authorised to exercise by this scheme:

- (i) are subject to the same restrictions that would apply to me when exercising powers as a Corporate Director; and
- (ii) must be exercised in accordance with the Council's procedural rules and the other provisions set out in the Constitution, the Council's agreed policies and procedures and any specific instruction(s) I may issue.

This scheme of authorisation does not authorise the exercise of any delegated powers to make a **Key Decision** as defined in the Constitution. In cases where a Key Decision which may be made at officer level is to be made, a written report explaining the nature of the Key Decision, why it is to be made and the options to be considered shall be provided to me or to the officer I have designated under Part 3 Paragraph 8.8 of the Constitution at the relevant time.

Signed..........

Date.....16/06/17.....

Kevin O'Leary, Corporate Director of Environment and Regeneration

Specific authorisation to exercise delegated powers

Delegated power	Postholder(s) Authorised	Any applicable restrictions
The following function are delegated to officers as per appendix 2 of the Council Constitution	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	UNLESS the function falls within the terms of reference of the Planning Committee or one of its sub-committees or is required to be undertaken by the Council itself
A. Functions relating to town and country planning and development control		
1. Power to determine application for planning permission under Sections 70(1)(a) and (b) and 72 of the Town and Country Planning Act 1990.	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	As above
2. Power to determine applications to develop land without compliance with conditions previously attached under Section 73 of the Town and Country Planning Act 1990.	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	As above

<p>3. Power to grant planning permission for development already carried out under Section 73A of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>4. Power to decline to determine application for planning permission under Section 70A of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>5. Duties relating to the making of determinations of planning applications under Sections 69, 76 and 92 of the Town and Country Planning Act 1990 and Articles 8, 10 to 13, 15 to 22 and 25 and 26 of the Town and Country Planning (General Development Procedure) Order 1995 (S.I. 1995/419) and directions made thereunder.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>6. Power to determine application for planning permission made by a local authority, alone or jointly with another person under Section 316 of the Town and Country Planning Act 1990 and the Town and Country Planning General Regulations 1992 (S.I. 1992/1492).</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>7. Power to make determinations, give approvals and agree certain other matters relating to the exercise of permitted development rights under Parts 6, 7, 11, 17, 19, 20, 21 to 24, 26, 30 and 31 of Schedule 2 to the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418).</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>8. Power to enter into agreement regulating development or use of land under Section 106 of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>9. Power to issue a certificate of existing or proposed lawful use or development under Section 106 of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>10. Power to serve a completion notice under Section 94(2) of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>11. Power to grant consent for the display of advertisements under Section 220 of the Town and Country Planning Act 1990 and the Town and Country Planning (Control of Advertisements) Regulations 1992.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>12. Power to authorise entry onto land under Section 196A of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>13. Power to require the discontinuance of a use of land under Section 102 of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>14. Power to serve a planning contravention notice, breach of condition notice or stop notice under Sections 171C, 187A and 183(1) of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>15. Power to issue an enforcement notice under Section 172 of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>16. Power to apply for an injunction restraining a breach of planning control under Section 187B of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>17. Power to determine applications for hazardous substances consent and related powers under Sections 9(1) and 10 of the Planning (Hazardous Substances) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>18. Duty to determine conditions to which old mining permissions, relevant planning permissions relating to dormant sites or active Phase I or II sites, or mineral permissions relating to mining sites, as the case may be, are to be subject under Paragraph 2(6)(a) of Schedule 2 to the Planning and Compensation Act 1991, paragraph 9(6) of Schedule 13 to the Environment Act 1995 (c.25) and paragraph 6(5) of Schedule 14 to that Act.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>18A. Power to issue a temporary stop notice under Section 171 E of the Town and Country Planning Act 1990</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>19. Power to require proper maintenance of land under Section 215(1) of the Town and Country Planning Act 1990 under Section 215(1) of the Town and Country Planning Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>20. Power to determine application for listed building consent, and related powers under Sections 16(1) and (2), 17, 27(2) and 33(1) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>21. Power to determine applications for conservation area consent under Section 16(1) of the Planning (Listed Buildings and Buildings in Conservation Areas Act 1990, as applied by section 74(3) of that Act.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>22. Duties relating to applications for listed building consent and conservation area consent under Sections 13(1) and 14(1) and (4) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990 and regulations 3 to 6 and 13 of the Town and Country Planning (Listed Buildings and Buildings in Conservation Areas) Regulations 1990 and paragraphs 8, 15 and 22 of Department of the Environment Circular 14/97.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>23. Power to serve a building preservation notice and related powers under Sections 3(1) and 4(1) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>24. Power to issue enforcement notice in relation to demolition of unlisted building in conservation area under Section 38 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>25. Powers to acquire a listed building in need of repair and to serve a repairs notice under Sections 47 and 48 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	
<p>26. Power to apply for an injunction in relation to a listed building under Section 44A of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>	

<p>27. Power to execute urgent works under Section 54 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>
<p>28. Any other planning related functions which are or become a function which cannot be exercised by the Executive</p>	<ul style="list-style-type: none"> • Service Director Planning & Development • Heads of Development Management • Deputy Head of Service – Development Management (2 Posts) 	<p>As above</p>
<p>Appointment of staff</p>	<p>Service Directors and Heads of Service</p>	<p>Unless the appointment falls within the scope of the Officer Employment Rules in Part 4 of the Constitution.</p>
	<p>Service Managers</p>	<p>Unless the appointment falls within the scope of the Officer Employment Rules in Part 4 of the Constitution.</p>